


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	§	
Sankaran, et al.	§	Group Art Unit: <i>Unassigned</i>
	§	
Serial No.: <i>Unassigned</i>	§	
	§	Examiner: <i>Unassigned</i>
Filed: 12/30/2003	§	
	§	
Title: "DISTRIBUTED FAILOVER AWARE	§	
STORAGE AREA NETWORK BACKUP	§	Atty. Docket No.: 016295.1512
OF APPLICATION DATA IN AN	§	
ACTIVE-N HIGH AVAILABILITY	§	
CLUSTER	§	

MAIL STOP PATENT APPLICATION
Honorale Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<p align="center">CERTIFICATE OF MAILING VIA EXPRESS MAIL 37 C.F.R. 1.10</p> <p>I HEREBY CERTIFY THAT I HAVE INFORMATION AND A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL POST OFFICE TO ADDRESSEE ON THE DATE INDICATED BELOW AND IS ADDRESSED TO: MAIL STOP PATENT APPLICATION HONORABLE COMMISSIONER FOR PATENTS P. O. Box 1450 ALEXANDRIA, VA 22313.1450</p> <p> RONALD L. CHICHESTER REG. No. 36,765</p> <p>DATE OF MAILING: 12/30/2003 EXPRESS MAIL LABEL: EV339226312US</p>	
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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants respectfully request, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the art listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified divisional patent application.

As this patent application is being filed after June 30, 2003, and in accordance with the U.S. Patent Office waiver of the requirement under 37 C.F.R. 1.98(a)(2)(i), copies of the

sixteen (16) cited U.S. patents and four (4) cited U.S. published applications are not enclosed.

Furthermore, pursuant to 37 C.F.R. §§1.97(g) and (h), no representation is made that these references are material to the patentability of the present application.

As this Information Disclosure Statement is being filed concurrently with the filing of this patent application, Applicants believe that no fee is required. However, should the Commissioner deem that any fee is due, Applicants respectfully request that the Commissioner accept this as a Petition Therefor, and further authorize the Commissioner to debit any fee which is due from Baker Botts L.L.P. Deposit Account No. 02-0383, Order No. 016295.1512.

Respectfully submitted,

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ATTORNEYS FOR APPLICANTS

Date: December 30, 2003

PTO-1449 Information Disclosure Citation in an Application				Application No. Unassigned		Applicant(s): SANKARAN, ET AL.	
				Docket Number 016295.1512		Group Art Unit Unassigned	
U.S. PATENT DOCUMENTS							
		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	6,622,163	09.16.2003	TAWILL ET AL.	709	211	03.09.2000
	B	6,615,406	09.02.2003	AMBERG ET AL.	717	177	04.08.1999
	C	6,609,213	08.19.2003	NGUYEN ET AL.	714	4	08.10.2000
	D	6,584,560	06.24.2003	KROUN ET AL.	713	2	04.19.2000
	E	6,473,857	10.29.2002	PANAS ET AL.	713	2	12.06.1999
	F	6,470,434	10.22.2002	BEELITZ	711	173	11.24.1998
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	H	6,393,539	05.21.2002	NGUYEN ET AL.	711	164	05.04.2000
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	J	6,327,706	12.04.2001	AMBERG ET AL.	717	11	04.08.1999
	K	6,279,156	08.21.2001	AMBERG ET AL.	717	11	01.26.1999
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	O	5,757,642	05.26.1998	JONES	364	134	06.27.1997
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	R	U.S. PUBLICATION 2003/0055932	PUB. DATE 03.20.2003	BRISSE	709	223	09.19.2001
	S	U.S. PUBLICATION 2003/0018756	PUB DATE 01.23.2003	NGUYEN ET AL.	709	220	07.18.2001
	T	U.S. PUBLICATION 2002/0190868	PUB. DATE 12.19.2002	DEARBORN ET AL.	340	691.1	06.07.2001
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
NON-PATENT DOCUMENTS							
		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)					DATE

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.